

A bill for an act

relating to public safety; transferring control of a portion of the Minnesota Correctional Facility-Moose Lake from the commissioner of corrections to the commissioner of human services; requiring the commissioner of human services to use the transferred portion of the facility to house civilly committed sex offenders; requiring the commissioner of corrections to incarcerate offenders from the transferred portion in private prisons; appropriating capital investment money for the renovation of a portion of the Minnesota Correctional Facility-Moose Lake to be used to house civilly committed sex offenders; appropriating money for costs incurred by the Department of Corrections to incarcerate the offenders transferred to private prisons; appropriating money; authorizing the sale and issuance of state bonds.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. **MINNESOTA CORRECTIONAL FACILITY-MOOSE LAKE.**

Subdivision 1. **Portion of facility transfer.** By January 1, 2011, the commissioner of corrections shall transfer custody and control of 50 percent of the Minnesota Correctional Facility-Moose Lake to the commissioner of human services. The commissioner of human services shall use that portion of the facility to house persons participating in the Minnesota sex offender program.

Subd. 2. **Inmate transfer.** No later than December 31, 2010, the commissioner of corrections shall transfer 50 percent of the offenders incarcerated at the Minnesota Correctional Facility-Moose Lake to a privately owned and operated medium security correctional facility within the state if the commissioner is able to negotiate an agreement to do so with the facility. If the commissioner is unable to successfully negotiate an agreement with the facility, the commissioner shall transfer the offenders to other state or locally operated correctional facilities or to privately owned correctional facilities in other states.

2.1 Sec. 2. **MINNESOTA CORRECTIONAL FACILITY-MOOSE LAKE; CAPITAL**
2.2 **INVESTMENT APPROPRIATION.**

2.3 Subdivision 1. **Appropriation.** \$..... is appropriated from the bond proceeds fund
2.4 to the commissioner of human services to design, renovate, construct, furnish, and equip
2.5 the conversion of 50 percent of the Minnesota Correctional Facility-Moose Lake to a
2.6 secure residential facility to house and treat persons participating in the Minnesota sex
2.7 offender program.

2.8 Subd. 2. **Bond sale.** To provide the money appropriated in this section from the
2.9 bond proceeds fund, the commissioner of management and budget shall sell and issue
2.10 bonds of the state in an amount up to \$..... in the manner, upon the terms, and with
2.11 the effect prescribed by Minnesota Statutes, sections 16A.631 to 16A.675, and by the
2.12 Minnesota Constitution, article XI, sections 4 to 7.

2.13 **EFFECTIVE DATE.** This section is effective the day following final enactment.

2.14 Sec. 3. **INCARCERATING TRANSFERRED OFFENDERS AT OTHER**
2.15 **CORRECTIONAL FACILITIES; GENERAL FUND APPROPRIATION.**

2.16 \$..... is appropriated to the commissioner of corrections from the general fund for
2.17 the fiscal year ending June 30, 2011, to pay the costs of transferring and incarcerating
2.18 inmates under section 1.